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To: U.S. Patent and Trademark Office
 MS Amendment

Facsimile: (703) 872-3306

From: Gregory P. EinhornDate: February 16, 2005

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Comments:

Attorney Docket: 564462000520
 Group Art Unit: 1634
 Examiner: J. Sitton
 Serial No.: 09/888,224
 Filing Date: June 22, 2001
 Inventor(s): Jay M. SHORT et al.
 Title: ENDOGLUCANASES, NUCLEIC ACIDS ENCODING THEM AND METHODS FOR MAKING AND USING THEM (AMENDED)

Papers attached:

1. Transmittal (1 page)
2. Supplemental Response (2 pages)
3. Executed Declaration Under 37 CFR 1.132 (3 pages)

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SD-244889

PTO/SB/24 (09-04)

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TRANSMITTAL FORM

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| | | | |
|--|---|------------------------|---------------|
| | | Application Number | 09/888,224 |
| | | Filing Date | June 22, 2001 |
| | | First Named Inventor | Jay M. SHORT |
| | | Art Unit | 1634 |
| | | Examiner Name | J. Sittin |
| Total Number of Pages in This Submission | 7 | Attorney Docket Number | 564462000520 |

ENCLOSURES (Check all that apply)

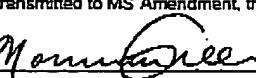
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| <input type="checkbox"/> Fee Transmittal Form | <input type="checkbox"/> Drawing(s) | <input type="checkbox"/> After Allowance Communication to TC |
| <input type="checkbox"/> Fee Attached | <input type="checkbox"/> Licensing-related Papers | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences |
| <input type="checkbox"/> Amendment/Reply | <input type="checkbox"/> Petition | <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief Reply Brief) |
| <input type="checkbox"/> After Final | <input type="checkbox"/> Petition to Convert to a Provisional Application | <input type="checkbox"/> Proprietary Information |
| <input type="checkbox"/> Affidavits/declaration(s) | <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address | <input type="checkbox"/> Status Letter |
| <input type="checkbox"/> Extension of Time Request | <input type="checkbox"/> Terminal Disclaimer | <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): |
| <input type="checkbox"/> Express Abandonment Request | <input type="checkbox"/> Request for Refund | Supplemental To Amendment (2 pages) |
| <input type="checkbox"/> Information Disclosure Statement | <input type="checkbox"/> CD, Number of CD(s) | Executed Declaration Under 37 CFR 1.132 (3 pages) |
| <input type="checkbox"/> Certified Copy of Priority Document(s) | <input type="checkbox"/> Landscape Table on CD | Fax Cover Sheet (1 page) |
| <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application | Remarks | |
| <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53 | Customer No. 45975 | |

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

| | | | |
|--------------|---|----------|--------|
| Firm Name | MORRISON & FOERSTER LLP | | |
| Signature |  | | |
| Printed name | Gregory P. Einhorn | | |
| Date | February 16, 2005 | Reg. No. | 38,440 |

I hereby certify that this correspondence is being facsimile transmitted to MS Amendment, the Patent and Trademark Office, facsimile no. (703) 872-9306, on the date shown below.

Dated: February 16, 2005

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sd-244868

PAGE 2/7 * RCVD AT 2/16/2005 5:42:22 PM [Eastern Standard Time] * SVR:USPTO-EXRF-1/4 * DNIS:8729306 * CSID:18587205125 * DURATION (mm:ss):02:26

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(Norman Green)

Docket No.: 564462000520 /
007006 / D:150-6US
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Jay M. SHORT et al.

Application No.: 09/888,224

Confirmation No.: 8097

Filed: June 22, 2001

Art Unit: 1634

For: ENDOGLUCANASES, NUCLEIC ACIDS
ENCODING THEM AND METHODS FOR
MAKING AND USING THEM (AMENDED)

Examiner: Jehanne Soua /a Sitton

SUPPLEMENTAL TO AMENDMENT IN RESPONSE TO NON-FINAL OFFICE ACTION

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Supplemental to Applicants' Amendment in Response to Non-Final Office Action filed February 3, 2005 with the U.S. Patent Office via First Class Mail, Applicants submit herewith the attached executed Declaration Under 37 C.F.R. § 1.132 (the "Declaration").

The Declaration submitted with the aforementioned Amendment was unexecuted at the time of filing. Applicants request that the enclosed executed Declaration replace the unexecuted Declaration and be made of record in the instant application.

In the event the U.S. Patent and Trademark office determines that an extension and/or other relief is required, applicant petitions for any required relief including extensions of time and authorizes the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to Deposit Account No. 03-1952 referencing docket no.

sd-244860

Application No.: 09/888,224

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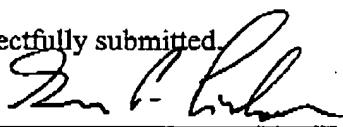
Docket No.: 564462000520

564462000520. However, the Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

As previously noted in the Amendment, Applicants have requested a telephone conference with the undersigned representative to expedite prosecution of this application. After the Examiner has reviewed that response and amendment, please telephone the undersigned at (858) 720-5133.

Dated: February 16, 2005

Respectfully submitted,

By 

Gregory P. Einhorn

Registration No.: 38,440
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sd-244860